

IN THE UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF GEORGIA [REDACTED] DEC -9 PM 2:24
DUBLIN DIVISION

JOHN E. HODGES, JR.,) CLERK
) SOUTHERN DISTRICT OF GEORGIA
Petitioner,)
)
v.) CASE NOS. CV310-077
) CR305-024
UNITED STATES OF AMERICA,)
)
Respondent.)
-----)

O R D E R

Before the Court is the Magistrate Judge's Report and Recommendation (Doc. 9), to which objections were filed. (Doc. 11.) After a careful de novo review of the record in this case, the Court concludes that Petitioner's objections are without merit. Accordingly, the report and recommendation is ADOPTED as the Court's opinion in this case, and Petitioner's § 2255 Petition is DENIED. The Clerk of Court is DIRECTED to close this case.

Pursuant to 28 U.S.C. § 2253(c), an appeal may not be taken in certain matters unless the Court issues a certificate of appealability. This certificate may issue only if Plaintiff has made a substantial showing of the denial of a constitutional right. Slack v. McDaniel, 529 U.S. 473, 484 (2000). After careful consideration, the Court finds no issues in this case that merit the issuance

of a Certificate of Appealability. As a result, any request for leave to appeal in forma pauperis must be DISMISSED AS MOOT.

SO ORDERED this 9th day of December 2011.


WILLIAM T. MOORE, JR.
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA